



# Public Service Commission

## State of North Dakota

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### COMMISSIONERS

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**October 28, 2008**

### **Notice of Written Ex Parte Communications (47 C.F.R. § 1.1204(10))**

The Honorable Kevin Martin, Chairman  
The Honorable Deborah Taylor Tate, Commissioner  
The Honorable Michael Copps, Commissioner  
The Honorable Jonathan Adelstein, Commissioner  
The Honorable Robert McDowell, Commissioner  
Federal Communications Commission  
445 12th Street, SW  
Washington, DC 20554

RE: NARUC MOTION/REQUEST FOR PUBLIC COMMENT ON RECENTLY  
CIRCULATED "REPORT AND ORDER, ORDER ON REMAND, AND  
FURTHER NOTICE OF PROPOSED RULEMAKING" ON UNIVERSAL  
SERVICE AND INTERCARRIER COMPENSATION REFORM.

In the Matter of Developing a Unified Intercarrier Compensation Regime, CC Docket  
No. 01-92, In the Matter of Petition of AT&T Inc. for Interim Declaratory Ruling and  
Limited Waivers Regarding Access Charges and the ESP Exemption, CC Docket No. 08-  
152, In the Matter of IP-Enabled Services, WC Docket No. 04-36, In the Matter of  
Universal Service Contribution Methodology, WC Docket No. 06-122, In the Matter of  
Petition for Declaratory Ruling Filed by CTIA, WT Docket No. 05-194, In the  
Matter of Jurisdictional Separations & Referral to the Federal-State Joint Board, CC  
Docket No. 80-286

Dear Chairman Martin and Commissioners:

The North Dakota Public Service Commission wishes to go on record as being in support  
of the National Association of Regulatory Utility Commissioners motion/request to delay the  
scheduled November 4, 2008 vote on intercarrier compensation/universal service reform, and to  
instead put the proposed report and order out for public comment.

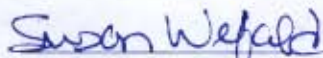
We make these comments, knowing that reform of these mechanisms is needed. However, it has become painfully evident that the lack of input and due process afforded by the Federal Communications Commission in this matter may lead to many serious and unintended consequences. In light of the credit crisis facing the nation, now more than ever, the FCC needs to step back and reassess its strategy. Making the full document available for public comment will allow all potential consequences to be vetted so that the FCC can move forward with a full and complete record.

Sincerely,


PUBLIC SERVICE COMMISSION



Tony Clark  
Commissioner



Susan E. Weisald  
President



Kevin Cramer  
Commissioner